

HOUSE JOURNAL**FOURTH DAY**

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MORNING SESSION

The House was called to order by Speaker Stephens at 10:00 a.m.

Roll call showed all members present except Representative A. Lamont Tyler, excused.

Pledge of Allegiance and prayer by Representative Neil Hansen.

RULES COMMITTEE REPORT

Mr. Speaker: January 17, 2001

The Rules Committee recommends that the following resolution be considered read for the second time and placed on the Third Reading Calendar:

H.J.R. 3 Joint Resolution Approving Appointment of Director
(K. Garn)

Tom Hatch, Chair

Report filed. On motion of Representative Bennion, the report of the Rules committee was adopted.

H.J.R. 3, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker: January 17, 2001

The Rules Committee has ordered the following House bills and resolution printed and recommends the following bills and resolution be assigned to standing committees:

BUSINESS, LABOR AND ECONOMIC DEVELOPMENT

S.B. 15 Repeal of Commissioners of Deeds Provisions (B. Evans)

EDUCATION

H.B. 40 Funding for Textbooks (M. Stephens)

GOVERNMENT OPERATIONS

- S.B. 6** Repeal of 1933 Utah Code Revision Statutes
(M. Peterson)
- S.B. 9** Repeal of Authorization for Construction of Certain
Facilities Completed (B. Evans)
- S.B. 10** Sunset Reauthorizations (M. Peterson)

JUDICIARY

- H.B. 215** Forgery Amendments (N. Hendrickson)
- S.B. 13** Repeal of Attorneys and Counselors Provisions
(T. Spencer)
- S.B. 18** Repeal of Definition of Law (T. Spencer)

LAW ENFORCEMENT

- H.B. 229** Utah Highway Patrol Salaries (G. Adair)

NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT

- H.B. 213** Fishing License Exemption for Youth in Youth
Corrections (B. Johnson)

POLITICAL SUBDIVISIONS

- H.B. 71** Appropriation for Land Use Planning (S. Urquhart)
- S.B. 14** Accounts of Political Subdivisions - Repeal (T. Spencer)

QUASI-GOVERNMENTAL ENTITIES

- H.B. 77** State Science Center (A.L. Tyler)

REVENUE AND TAXATION

- H.B. 75** Navajo Revitalization Fund Amendments (J. Buffmire)
- H.J.R. 2** Resolution on Social Security (J. Ferrin)
- S.B. 5** Disaster Relief Appropriation Repeal (T. Spencer)

TRANSPORTATION

- H.B. 30** Vehicle Towing and Reporting Requirements (J. Gowans)

Tom Hatch, Chair

Report filed. On motion of Representative Bennion, the report of the Rules Committee was adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 17, 2001

The Education Committee reports a favorable recommendation on **H.B. 38**, SCHOOL DISTRICT VOTED LEEWAY AMENDMENTS, by Representative K. Garn, et al.

Margaret Dayton, Chair

Reports filed. On motion of Representative Dayton, the reports of the Education committee were adopted.

H.B. 38, read the second time by short title and placed on the calendar for third reading.

NOTICE OF BILL TABLED

Mr. Speaker: January 17, 2001

The Education Committee has tabled **H.B. 46**, ALTERNATIVE LANGUAGE SERVICES PROGRAMS IN PUBLIC SCHOOLS, by Representative M. Styler, and has returned it to the Rules Committee.

Margaret Dayton, Chair

Report filed. **H.B. 46** was tabled in committee and referred to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 17, 2001

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 191**, LIQUOR PACKAGE AGENCY CONTRACTS, by Representative M. Styler, with the following amendments:

1. Page 4, Line 109:
Delete “(a) Except as provided in Subsection (7)(b), the” and reinstate “The”
2. Page 4, Line 112:
Delete “(i)” and insert “(a)”
3. Page 4, Line 113:
Delete “(ii)” and insert “(b)”
4. Page 4, Line 114:
Delete “(iii)” and insert “(c)”

5. Page 4, Line 115:
Delete “(iv)” and insert “(d)”
6. Page 4, Line 116:
Delete “(v)” and insert “(e)”
7. Page 4, Line 117:
Delete “(vi)” and insert “(f)”
8. Page 4, Line 118:
Delete “(vii)” and insert “(g)”
9. Page 4, Line 119:
Delete “(viii)” and insert “(h)”
10. Page 4, Line 120:
Delete line 120
11. Page 5, Lines 121-130:
Delete lines 121-130
12. Page 5, Line 133:
Delete “14%” and insert “11.57%”; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 205**, EMPLOYERS’ REINSURANCE FUND SPECIAL ASSESSMENT, by Representative G. Adair, with the following amendments:

1. Page 3, Line 71:
Delete “59-9-101.1” and insert “59-9-101.3”

Katherine M. Bryson, Chair

Reports filed. On motion of Representative Bryson, the reports of the Business, Labor, and Economic Development committee were adopted.

H.B. 191, as amended, and **H.B. 205**, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker: January 17, 2001

The Health and Human Services Committee reports a favorable recommendation on **H.B. 61**, MEDICAL EXAMINER AUTHORITY, by Representative G. Cox, with the following amendments:

1. Page 1, Line 21:

After "required" insert "or permitted"; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 195**, DEPARTMENT OF HEALTH - FEE PROCESS, by Representative K. Garn, with the following amendments:

1. Page 1, Line 19:

After "Section" delete "63-38-3.5" and insert "63-38-3.2"

Carl R. Saunders, Chair

Reports filed. On motion of Representative Saunders, the reports of the Health and Human Services committee were adopted.

H.B. 61, as amended, and **H.B. 195**, as amended, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker:

January 17, 2001

The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 202**, 511 COMMUNICATIONS SYSTEM, by Representative M. Dillree, with the following amendments:

1. Page 2, Line 30:

After the word "contracts" Insert "relating to the 511 service"

John E. Swallow, Chair

Reports filed. On motion of Representative Swallow, the reports of the Public Utilities and Technology committee were adopted.

H.B. 202, as amended, read the second time by short title and placed on the calendar for third reading.

INTRODUCTION OF BILLS

ENTERPRISE ZONE AMENDMENTS

H.B. 98

Bradley T. Johnson

THIS ACT MODIFIES PROVISIONS RELATING TO ENTERPRISE ZONES TO PROVIDE A REFUNDABLE INCOME TAX CREDIT TO TARGETED BUSINESSES LOCATED IN AN ENTERPRISE ZONE. THE ACT DEFINES TERMS AND MAKES TECHNICAL CHANGES. THE ACT

CREATES AN APPLICATION PROCESS AND DEFINES THE DUTIES OF THE DEPARTMENT. THE ACT PROHIBITS A TARGETED BUSINESS CLAIMING THE REFUNDABLE INCOME TAX CREDIT FROM CLAIMING OTHER TAX CREDITS UNDER CERTAIN CIRCUMSTANCES, read the first time by short title and referred to the Rules Committee.

READING SKILLS DEVELOPMENT CENTER AMENDMENTS

H.B. 99

Karen W. Morgan

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY CHANGING THE READING SKILLS DEVELOPMENT CENTER INTO A CLINIC TO ASSIST EDUCATORS AND PARENTS OF STUDENTS IN ASSESSING ELEMENTARY SCHOOL STUDENTS WHO DO NOT DEMONSTRATE SATISFACTORY PROGRESS IN READING. THE ACT REQUIRES THE CLINIC TO PROVIDE PROFESSIONAL DEVELOPMENT PROGRAMS IN READING TO HELP EDUCATORS AND PARENTS BECOME BETTER PREPARED TO ASSIST ALL STUDENTS IN BECOMING BETTER READERS, read the first time by short title and referred to the Rules Committee.

CLASSROOM COMMUNICATION AMPLIFICATION

H.B. 100

David L. Hogue

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION. THE ACT CREATES A THREE-YEAR PILOT PROGRAM FOR PROVIDING AUDIO AMPLIFICATION DEVICES AND EQUIPMENT TO PUBLIC SCHOOL CLASSROOMS. THE ACT APPROPRIATES \$2,000,000 FOR FISCAL YEAR 2001-02 FROM THE UNIFORM SCHOOL FUND TO THE STATE BOARD OF EDUCATION TO FUND THE PILOT PROGRAM, read the first time by short title and referred to the Rules Committee.

APPROPRIATION FOR TEACHER MENTORING PROGRAMS

H.B. 101

Carol Spackman Moss

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY PROVIDING FOR FISCAL YEAR 2001-02 ONLY, A \$200,000 APPROPRIATION FOR TEACHER MENTOR PILOT PROGRAMS TO ASSIST BEGINNING TEACHERS. THE ACT TAKES EFFECT JULY 1, 2001, read the first time by short title and referred to the Rules Committee.

MODIFICATIONS OF SCHOOL CHOICE PROGRAM**H.B. 102***Afton B. Bradshaw*

THE ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY PROHIBITING A LOCAL SCHOOL BOARD OR SUPERINTENDENT FROM CLOSING A SCHOOL IF 10% OR MORE OF THE STUDENTS ATTENDING THE SCHOOL RESIDE OUTSIDE ITS BOUNDARY AND THE SCHOOL IS OPERATING AT OR ABOVE 70% OF MAXIMUM STUDENT CAPACITY. THE ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

ACUPUNCTURE PRACTICE ACT AMENDMENTS**H.B. 103***Craig W. Butters*

THIS ACT MODIFIES THE ACUPUNCTURE LICENSING ACT AND THE CHIROPRACTIC PHYSICIAN PRACTICE ACT BY AMENDING PROVISIONS GOVERNING THE PRACTICE OF ACUPUNCTURE. THE ACT PROHIBITS THE USE OF TITLES RELATED TO ACUPUNCTURE BY PERSONS WHO ARE NOT LICENSED ACUPUNCTURISTS OR OTHERWISE EXEMPT FROM LICENSURE. THE ACT REQUIRES THAT LICENSED PHYSICIANS AND SURGEONS MEET CERTAIN STANDARDS IN ORDER TO PRACTICE ACUPUNCTURE. THE ACT PROHIBITS CHIROPRACTIC PHYSICIANS FROM PRACTICING ACUPUNCTURE UNLESS ALSO LICENSED AS ACUPUNCTURISTS, read the first time by short title and referred to the Rules Committee.

**MENTAL HEALTH PROFESSIONAL
FINANCIAL ASSISTANCE GRANTS****H.B. 104***Sheryl L. Allen*

THIS ACT MODIFIES THE MENTAL HEALTH THERAPIST GRANT AND SCHOLARSHIP PROGRAM. THIS ACT EXPANDS PROGRAM ELIGIBILITY CRITERIA TO INCLUDE PERSONS IN TRAINING, MODIFIES OBLIGATED SERVICE PROVISIONS, AND MODIFIES PENALTY PROVISIONS FOR FAILURE TO FULFILL SERVICE OBLIGATIONS. THIS ACT UPDATES MEMBERSHIP PROVISIONS FOR THE RURAL MENTAL HEALTH THERAPIST FINANCIAL ASSISTANCE COMMITTEE, read the first time by short title and referred to the Rules Committee.

LICENSURE OF ESTHETICIANS AND NAIL TECHNICIANS**H.B. 105***Sheryl L. Allen*

THIS ACT MODIFIES THE COSMETOLOGIST/BARBER LICENSING ACT BY ADDING ESTHETICIANS AND NAIL TECHNICIANS TO THE SCOPE OF THE ACT. THE ACT RENAMES AND AMENDS THE COSMETOLOGY/BARBERING LICENSING BOARD. THE ACT SETS FORTH QUALIFICATIONS FOR LICENSURE AND PROVIDES EXEMPTIONS FROM LICENSURE. THE ACT DEFINES UNPROFESSIONAL AND UNLAWFUL CONDUCT. THE ACT CREATES THE COSMETOLOGIST/BARBER, ESTHETICIAN, ELECTROLOGIST, AND NAIL TECHNICIAN EDUCATION AND ENFORCEMENT FUND. THE ACT PROVIDES FOR CITATION AUTHORITY. THE ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

SEX OFFENDER REGISTRY**H.B. 237***DeMar Bud Bowman*

THIS ACT MODIFIES THE CRIMINAL CODE BY AMENDING THE PROVISIONS REGARDING SEX OFFENDER REGISTRATION. THE ACT MODIFIES THE DEFINITION OF SEX OFFENDER, THE REGISTRATION OF SEX OFFENDERS LIVING IN THE STATE BUT CONVICTED IN ANOTHER STATE, AND OFFENDERS IN A STATE MENTAL HOSPITAL. THE ACT ALSO CLARIFIES CERTAIN PROCEDURES OF REGISTRATION, read the first time by short title and referred to the Rules Committee.

SUPPORT FOR CHILDREN IN STATE CUSTODY**H.B. 239***Eli H. Anderson*

THIS ACT MODIFIES THE JUVENILE COURT ACT BY CLARIFYING WHEN CHILD SUPPORT IS TO BE PAID TO THE STATE OR A THIRD PARTY IF THE STATE TAKES CUSTODY OF A MINOR. THE ACT ALSO SETS OUT REQUIREMENTS TO BE FOLLOWED BY THE PARENTS OR OBLIGATED PERSON TO INSURE THAT THE SUPPORT IS PAID, read the first time by short title and referred to the Rules Committee.

KIDNAPPING AMENDMENTS**H.B. 240***Glenn L. Way*

THIS ACT MODIFIES THE CRIMINAL CODE REGARDING KIDNAPPING OFFENSES, BY AMENDING THE ELEMENTS OF

OFFENSES, STATING DEFENSES, AND SPECIFYING LESSER INCLUDED OFFENSES. THIS ACT ALSO INCLUDES CROSS REFERENCE AMENDMENTS, read the first time by short title and referred to the Rules Committee.

JURISDICTION AMENDMENTS

H.B. 241

Scott Daniels

THIS ACT MODIFIES THE JUDICIAL CODE TO CLARIFY THAT THE SUPREME COURT AND COURT OF APPEALS HAVE JURISDICTION TO HEAR APPEALS INVOLVING A CHARGE OF A FIRST DEGREE FELONY OR CAPITAL FELONY, read the first time by short title and referred to the Rules Committee.

REVIEW OF SALES AND USE TAX EXEMPTIONS

H.B. 242

Greg J. Curtis

THIS ACT MODIFIES THE SALES AND USE TAX ACT BY AMENDING THE UTAH TAX REVIEW COMMISSION'S STUDY OF SALES AND USE TAX EXEMPTIONS. THIS ACT REPEALS OBSOLETE LANGUAGE AND MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

APPROPRIATION FOR CAMP FLOYD - STAGECOACH INN STATE PARK

H.B. 243

David N. Cox

THIS ACT APPROPRIATES \$9,000 FROM THE GENERAL FUND, FOR FISCAL YEAR 2001-02 ONLY, TO THE DIVISION OF PARKS AND RECREATION FOR THE RENOVATION AND RECONSTRUCTION OF THE RESTROOMS AT THE OLD SCHOOLHOUSE AT CAMP FLOYD - STAGECOACH INN STATE PARK. THIS ACT TAKES EFFECT ON JULY 1, 2001, read the first time by short title and referred to the Rules Committee.

MODIFYING THE ELECTRIC DEREGULATION AND CUSTOMER CHOICE TASK FORCE

H.B. 244

Thomas V. Hatch

THIS ACT MODIFIES THE PUBLIC UTILITIES CODE TO MAKE MODIFICATIONS TO THE ELECTRIC DEREGULATION AND CUSTOMER

CHOICE TASK FORCE. THE ACT MODIFIES THE NAME AND DUTIES OF THE TASK FORCE. THE ACT MODIFIES THE RELATIONSHIP BETWEEN THE TASK FORCE AND THE PUBLIC SERVICE COMMISSION, read the first time by short title and referred to the Rules Committee.

UTAH PROCUREMENT CODE - REVERSE AUCTIONS

H.B. 245

Martin R. Stephens

THIS ACT MODIFIES THE PROCUREMENT CODE BY AUTHORIZING THE USE OF REVERSE AUCTIONS TO AWARD CONTRACTS. THE ACT REQUIRES THE PROCUREMENT POLICY BOARD TO MAKE RULES TO GOVERN THE REVERSE AUCTION PROCESS, read the first time by short title and referred to the Rules Committee.

SUBSTITUTE TEACHERS IN PUBLIC SCHOOLS

H.B. 246

Loraine T. Pace

THIS ACT PROVIDES A \$98,000 APPROPRIATION TO BE USED BY THE SUBSTITUTE TEACHING INSTITUTE AT UTAH STATE UNIVERSITY ON MATTERS RELATED TO THE AVAILABLE SUPPLY, QUALITY, RECRUITMENT, TRAINING, AND USE OF SUBSTITUTE TEACHERS IN THE STATE'S PUBLIC SCHOOLS. THE ACT TAKES EFFECT JULY 1, 2001, read the first time by short title and referred to the Rules Committee.

REQUIREMENTS FOR FILING JUDGEMENTS

H.B. 247

Margaret Dayton

THIS ACT MODIFIES THE REGISTRY OF JUDGMENTS TO REQUIRE THAT AT LEAST ONE PIECE OF IDENTIFYING INFORMATION BE PROVIDED ON THE JUDGMENT DEBTOR WHEN RECORDING A JUDGMENT, read the first time by short title and referred to the Rules Committee.

POWERS OF LOCAL SCHOOL BOARDS

H.B. 248

Afton B. Bradshaw

THIS ACT MODIFIES PROVISIONS OF THE STATE SYSTEM OF PUBLIC EDUCATION BY RESTRICTING THE POWER OF A LOCAL SCHOOL BOARD TO CLOSE A SCHOOL IF THE SCHOOL IS OPERATING NEAR MAXIMUM CAPACITY. THE ACT HAS AN IMMEDIATE

EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

PUBLIC TRANSIT DISTRICTS

H.B. 249

Marda Dillree

THIS ACT MODIFIES THE UTAH PUBLIC TRANSIT DISTRICT ACT TO AUTHORIZE CERTAIN PUBLIC TRANSIT DISTRICTS TO EXERCISE THE POWER OF EMINENT DOMAIN. THE ACT EXPANDS THE WAYS BY WHICH PUBLIC TRANSIT DISTRICTS MAY ACQUIRE PROPERTY, read the first time by short title and referred to the Rules Committee.

OBSTRUCTION OF JUSTICE AMENDMENTS

H.B. 250

Scott Daniels

THIS ACT REPEALS AND REENACTS A PROVISION OF THE CRIMINAL CODE REGARDING THE OFFENSE OF OBSTRUCTION OF JUSTICE. THIS ACT PROVIDES PENALTIES IN RELATION TO THE LEVEL OF OFFENSE REGARDING WHICH JUDICIAL ACTION IS OBSTRUCTED AND IN RELATION TO THE TYPE OF ACTION TAKEN TO CAUSE THE OBSTRUCTION. THIS ACT ALSO REPEALS THE CODE SECTION REGARDING TAMPERING WITH EVIDENCE, AS THE REENACTED STATUTE INCLUDES THAT OFFENSE, read the first time by short title and referred to the Rules Committee.

RESOLUTION FOR A DAY OF REMEMBRANCE

H.C.R. 1

Michael R. Styler

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR DESIGNATING JANUARY 27, 2001 AS A DAY OF REMEMBRANCE TO RECOGNIZE THE SACRIFICES OF THOSE AFFECTED BY COLD WAR NUCLEAR TESTING. THE RESOLUTION EXPRESSES HOPE FOR PEACE, JUSTICE, HEALING, AND RECONCILIATION, AND COMMITMENT NOT TO LET THE TRAGEDY BE REPEATED, read the first time by short title and referred to the Rules Committee.

CONSTITUTIONAL AMENDMENT TO HIGHWAY USER AND MOTOR FUEL FUND

H.J.R. 4

Scott Daniels

THIS JOINT RESOLUTION OF THE LEGISLATURE PROPOSES TO AMEND THE REVENUE AND TAXATION ARTICLE OF THE UTAH

CONSTITUTION TO EXPAND THE ALLOWABLE USES OF HIGHWAY USER AND MOTOR FUEL FEES AND TAXES AND TO MAKE TECHNICAL CHANGES. THIS JOINT RESOLUTION DIRECTS THE LIEUTENANT GOVERNOR TO SUBMIT THE PROPOSAL TO VOTERS AND PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

JOINT RULES RESOLUTION - REFERENCE TO MASON'S MANUAL

H.J.R. 5

Wayne A. Harper

THIS JOINT RESOLUTION MODIFIES HOUSE RULES BY ESTABLISHING MASON'S MANUAL OF LEGISLATIVE PROCEDURE AS A REFERENCE FOR PARLIAMENTARY PROCEDURE. THIS RESOLUTION TAKES EFFECT UPON PASSAGE BY THE HOUSE AND SENATE, read the first time by short title and referred to the Rules Committee.

HOUSE RULES RESOLUTION - PROCESS AMENDMENTS

H.R. 2

Wayne A. Harper

THIS HOUSE RESOLUTION MODIFIES HOUSE RULES BY ESTABLISHING MASON'S MANUAL OF LEGISLATIVE PROCEDURE AS A REFERENCE FOR PARLIAMENTARY PROCEDURE. THIS RESOLUTION PROHIBITS BILLS PLACED ON THE THIRD READING CALENDAR FROM BEING READ AND CONSIDERED FOR ONE DAY, EXCEPT DURING THE LAST THREE DAYS OF THE SESSION. THIS RESOLUTION TAKES EFFECT UPON PASSAGE BY THE HOUSE, read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

H.B. 54, WILDLIFE - HUNTING AND FISHING FEES, read the third time by short title and placed on its final passage.

H.B. 54 then passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	G. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	Holladay	B. Johnson
Jones	King	Litvack	Lockhart
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Saunders	Tyler
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H.B. 54 transmitted to the Senate for its consideration.

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H.B. 53, OLD IRON TOWN STATE PARK, read the third time by short title and placed on its final passage.

On motion of Representative Bowman, the House voted to delete **H.B. 53** in title and body and insert **Sub. H.B. 53** in lieu thereof.

Sub. H.B. 53 then passed on the following roll call:

Yeas, 52; Nays, 18; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Beck	Becker	Bennion
Beshear	Biskupski	Bourdeaux	Bowman
Bradshaw	Buffmire	Bush	Buttars

D. Clark	S. Clark	D. Cox	G. Cox
Dillree	Duckworth	Ferry	Fife
Goodfellow	Gowans	Harper	Hatch
Hendrickson	Hogue	Holladay	B. Johnson
Jones	King	Litvack	McCartney
Morgan	Moss	Newbold	Pace
Peterson	Philpot	Ray	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Urquhart	Wallace	Winn	Young

Voting in the negative were: Representatives

Alexander	Barrus	Bigelow	Bryson
Curtis	Daniels	Dayton	Donnelson
Ferrin	Holdaway	Lockhart	Murray
Swallow	Thompson	Throckmorton	Ure
Way	M. Stephens		

Absent or not voting were: Representatives

Garn	Hansen	Parker	Saunders
Tyler			

Sub. H.B. 53 transmitted to the Senate for its consideration.

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H.B. 207, COAL MINE REGULATION BY LABOR COMMISSION, read the third time by short title and placed on its final passage.

Representative Adair declared a conflict of interest because he works on the Labor Council.

H.B. 207 then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	G. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry

Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	Holladay	B. Johnson
Jones	King	Litvack	Lockhart
McCartney	Morgan	Moss	Murray
Newbold	Pace	Peterson	Philpot
Ray	Seitz	Shurtliff	Siddoway
G. Snow	Swallow	Thompson	Throckmorton
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Parker	Saunders	Styler	Tyler
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H.B. 207 transmitted to the Senate for its consideration.

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H.B. 47, APPROPRIATION FOR LONG-TERM PROFESSIONAL DEVELOPMENT PROGRAMS FOR DISABILITY SERVICE, read the third time by short title and placed on its final passage.

Representative Neil Hansen declared a conflict of interest because he has two neices with disabilities.

Representative Jones declared a conflict of interest because her son used a job coach from this facility.

H.B. 47 then passed on the following roll call:

Yeas, 61; Nays, 10; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	G. Cox	Daniels
Dillree	Duckworth	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Hatch	Hendrickson	Hogue	Holdaway
Holladay	B. Johnson	Jones	King
Litvack	McCartney	Morgan	Moss

Murray	Pace	Parker	Peterson
Philpot	Ray	Seitz	Shurtliff
Siddoway	G. Snow	Thompson	Ure
Urquhart	Wallace	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Bryson	Dayton	Donnelson	Ferrin
Harper	Lockhart	Newbold	Swallow
Throckmorton	Way		

Absent or not voting were: Representatives

Curtis	Saunders	Styler	Tyler
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H.B. 47 transmitted to the Senate for its consideration.

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H.B. 44, INSURANCE DEPARTMENT - HEALTH POLICY RESPONSIBILITIES, read the third time by short title and placed on its final passage.

On motion of Representative Lockhart, the House voted to circle **H.B. 44**.

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H.B. 31, CHILD WELFARE OVERSIGHT PANEL AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 31 then passed on the following roll call:

Yeas, 62; Nays, 0; Absent or not voting, 13.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buttars
D. Clark	S. Clark	D. Cox	G. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Fife
Garn	Gowans	Hansen	Harper
Hogue	Holdaway	Holladay	B. Johnson
Jones	King	Litvack	McCartney

Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Shurtliff	Siddoway
G. Snow	Swallow	Thompson	Throckmorton
Ure	Urquhart	Wallace	Way
Winn	Young		

Absent or not voting were: Representatives

Anderson	Bennion	Buffmire	Bush
Ferry	Goodfellow	Hatch	Hendrickson
Lockhart	Seitz	Styler	Tyler
M. Stephens			

H.B. 31 transmitted to the Senate for its consideration.

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H.B. 13, RECOVERY OF SPECIAL DAMAGES FOR INJURIES, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 13**.

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H.B. 15, BICYCLE LAW AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 15**.

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Sub. H.B. 57, TRAFFIC OFFENSE ADJUDICATION AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Goodfellow, the bill was amended as follows:

1. Page 3, Line 65:
After "judge" delete "or a justice court judge"

Sub. H.B. 57, as amended, then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck

Becker	Bennion	Beshear	Bigelow
Biskupski	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	G. Cox	Curtis
Daniels	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
Holladay	B. Johnson	Jones	King
Litvack	Lockhart	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Ure	Urquhart	Wallace
Way	Winn	Young	

Absent or not voting were: Representatives

Bourdeaux	Dayton	Tyler	M. Stephens
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Sub. H.B. 57, as amended, transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Lockhart, the House voted to uncircle **H.B. 44**.

H.B. 44, INSURANCE DEPARTMENT - HEALTH POLICY RESPONSIBILITIES, was before the House on its final passage.

On motion of Representative Lockhart, the House voted to circle **H.B. 44**.

RULES COMMITTEE REPORT

Mr. Speaker: January 18, 2001

The Rules Committee recommends that the following resolutions be considered read for the second time and placed at the top of the Third Reading Calendar:

H.R. 2 House Rules Resolution - Process Amendments
(W. Harper)

H.J.R. 5 Joint Rules Resolution - Reference to Mason's Manual
(W. Harper)

S.J.R. 1 Joint Rules Resolution - Mini Appropriations Process
(L. Blackham)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted. **H.R. 2, H.J.R. 5, and S.J.R. 1**, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker: January 18, 2001

The Rules Committee has ordered the following House bills printed and recommends the following bills be assigned to standing committees:

BUSINESS, LABOR AND ECONOMIC DEVELOPMENT

H.B. 81 Alcoholic Beverage Server Training Amendments
(C. Saunders)

GOVERNMENT OPERATIONS

H.B. 231 Electoral College Amendments (D. Clark)

REVENUE AND TAXATION

H.B. 86 Government Revenue and Tax System Task Force
(C. Bennion)

H.B. 222 Individual Income Tax Credit for a Residential Security
Container (C. Bennion)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 18, 2001

The Judiciary Committee reports a favorable recommendation on **H.B. 6, STANDARDS FOR ILLEGAL DRUG LAB DECONTAMINATION**, by Representative A.L. Tyler, with the following amendments:

1. Page 2, Line 57:
After "posting of notices." insert "securing structures."
2. Page 3, Line 62:
After line 62, insert:
"(3) Local health department regulations pertaining to owners who decontaminate their own property shall require that the owner comply"

with local health department regulations governing safety, decontamination standards, and disposal of contaminated debris.”

3. Page 3, Line 71:
After “posting of notices.” insert “securing structures.”; and

The Judiciary Committee reports a favorable recommendation on **H.B. 201**, REVISIONS TO DRIVING UNDER THE INFLUENCE, by Representative A.L. Tyler, with the following amendments:

1. Page 1, Lines 7-8:
Delete “and the waiting period for expungement purposes”
2. Page 1, Line 15:
Delete all of line 15
3. Page 6, Line 159:
Bracket “six” and insert “ten”
4. Page 13, Line 391:
After “(5)” insert “(a)”
5. Page 13, Line 392:
After line 392 insert:
“(b) Subsection (5)(a) does not apply to court or law enforcement reports and to reports of commercial driver license violations.”
6. Page 13-15, Lines 396-443:
Delete all of lines 396 through 443; and

The Judiciary Committee reports a favorable recommendation on **H.B. 192**, SUBPOENA POWER AMENDMENTS, by Representative N. Hendrickson; and

The Judiciary Committee reports a favorable recommendation on **H.B. 60**, JUSTICE COURT AMENDMENTS, by Representative B. Goodfellow, with the following amendments:

1. Page 1, Line 18:
After “Subsection (2)” insert “, but in no case may the salary for a justice court judge be an amount greater than 95% of the salary of a district court judge”; and

The Judiciary Committee reports a favorable recommendation on **H.B. 25**, CIVIL STALKING AMENDMENTS, by Representative L. Shurtliff, et al, with the following amendments:

1. Page 2, Line 28:
Restore “and” at the end of the line
2. Page 2, Line 30:
Restore the period and delete “; and”
3. Page 2, Lines 31 – 32:
Delete Lines 31 – 32
4. Page 13, Line 381:
Delete line 381 and renumber subsections “(2)” and “(3)” accordingly
5. Page 13, Line 385:
Delete line 385, and insert:
“(3) Fees may not be imposed by a court clerk, constable, or law enforcement agency for:
(a) filing a petition under this chapter:
(b) obtaining an ex parte civil stalking injunction; or
(c) service of a civil stalking injunction, ex parte or otherwise.”

Glenn L. Way, Chair

Reports filed. On motion of Representative Way, the reports of the Judiciary committee were adopted.

H.B. 6, as amended, **H.B. 201**, as amended, **H.B. 192**, **H.B. 60**, as amended, and **H.B. 25**, as amended, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker: January 18, 2001
The Transportation Committee reports a favorable recommendation on **H.B. 218**, STATE HIGHWAY ACCESS MANAGEMENT, by Representative W. Harper, with the following amendments:

1. Page 2, Lines 55-56:
Delete “approved by a county or municipality legislative body or planning commission” and insert “recommended according to local ordinances”; and

The Transportation Committee reports a favorable recommendation on **H.B. 49**, VEHICLE SUSPENSION LIFT LAWS, by Representative D. Bowman, with the following amendments:

1. Page 5, Lines 121-122:
Delete “one inch” and insert “three inches”
2. Page 5, Line 131:
Delete “four” and insert “three”; and

The Transportation Committee recommends **H.B. 209**, ISSUANCE OF A DRIVERS LICENSE, by Representative B. Parker, be replaced and favorably recommends **1st Sub. H.B. 209**, ISSUANCE OF A DRIVERS LICENSE.

Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

H.B. 218, as amended, **H.B. 49**, as amended, and **Sub. H.B. 209**, read the second time by short title and placed on the calendar for third reading.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until January 19, 2001, at 10:00 a.m.

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